

ORDINANCE COVER SHEET

Bill No. 2015-54

Ordinance No. 3232

**“AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN
AGREEMENT WITH SMITH & EDWARDS CONSTRUCTION, INC. FOR
CONSTRUCTION OF THE WWTP MECHANICAL BAR SCREEN
REPLACEMENT.”**

Filed for public inspection on: August 11, 2015

First reading ____ **In Full;** **X** **By Title on:** August 13, 2015.

Second reading ____ **In Full;** **X** **By Title on:** August 13, 2015.

Vote by the Board of Aldermen on: August 13, 2015.

 7 **Aye;** **0** **Nay;** **0** **Abstain;** **1** **Absent**

 X **Approved by the Mayor on:** August 13, 2015.

_____ **Vetoed by the Mayor on** _____.

Board of Aldermen Vote to Override Veto on _____.

_____ **Aye;** _____ **Nay;** _____ **Abstain**

Bill Effective Date: August 13, 2015.

“AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH SMITH & EDWARDS CONSTRUCTION, INC. FOR CONSTRUCTION OF THE WWTP MECHANICAL BAR SCREEN REPLACEMENT.”

Be it Ordained by the Board of Aldermen of the City of Bolivar, Missouri, as follows:

Section I: The City is hereby authorized to enter into an agreement with Smith & Edwards Construction, Inc. for the construction of the Wastewater Treatment Improvements to the Mechanical Bar Screen Replacement for the City; with such agreement terms to be in the form attached hereto as Exhibit “A” and made a part hereof by reference.

Section II: The Mayor and City Clerk are hereby authorized and directed to enter into said agreement for and on behalf of the City.

Section III: This Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor.



Natalie Scrivner, City Clerk



John F. Best, Mayor

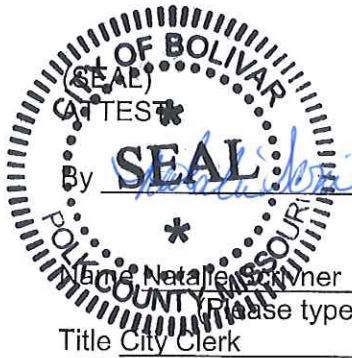
DOCUMENT 00500
AGREEMENT

THIS AGREEMENT, made this 23rd day of June, 2015, by and between the City of Bolivar, Missouri hereinafter called "OWNER" and Smith & Edwards Construction, Inc. doing business as a Corporation hereinafter called "CONTRACTOR".

1. The Contractor will commence and complete the construction of Wastewater Treatment Improvements - Mechanical Bar Screen Replacement.
2. The Contractor will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of the Project described herein.
3. The Contractor will commence the work required by the Contract Documents within 14 calendar days after the date of the Notice to Proceed and will complete the same within 180 calendar days unless the period for completion is extended otherwise by the Contract Documents.
4. The Contractor agrees to perform all of the work described in the Contract Documents and comply with the terms therein for the sum of Two Hundred Twenty Three Thousand Nine Hundred Ten dollars and no cents (\$223,910.00) or as shown in Bid Schedule.
5. The term "Contract Documents" means and includes the following:
 - a. Invitation to Bid
 - b. Instructions to Bidders
 - c. Bid
 - d. Bid Bond
 - e. Agreement
 - f. Performance Bond
 - g. Payment Bond
 - h. General Conditions
 - i. Supplemental General Conditions
 - j. Drawings prepared by White River Engineering, Inc. dated May 8, 2015.
 - k. Specifications prepared or issued by White River Engineering, Inc., and dated May 8, 2015.
 - l. Addenda:

No. 1 dated May 29, 2015
 - m. Change Order(s)
6. The Owner will pay to the Contractor in the manner and at such times as set forth in the General Conditions such amounts as required by the Contract Documents.
7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, The parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in Four (4) each of which shall be deemed an original on the date first above written.



(SEAL)
ATTEST:

By [Signature]
Name Janet Hutsell
(Please type)

Owner:

City of Bolivar, Missouri

By [Signature]

Name Dr. John Best
(Please type)

Title Mayor

Contractor:

Smith & Edwards Construction, Inc.

By [Signature]

Name Timothy Hancock
(Please type)

Address P.O. Box 305

Mountain Grove, MO 65711

Employer's Identification
No. 43-1926678